

**SUPREME COURT MINUTES
FRIDAY, APRIL 16, 2010
SAN FRANCISCO, CALIFORNIA**

S181353 E050371 Fourth Appellate District, Div. 2 **LEE (DARIUS DEVEON) v.
S.C. (PEOPLE)**
Petition for review & application for stay denied

S180081 H032296 Sixth Appellate District **PEOPLE v. SANCHEZ
(ROBERT ANTHONY)**
The time for granting or denying review in the above-entitled matter is hereby extended to
May 18, 2010.

S180206 B213117 Second Appellate District, Div. 5 **PEOPLE v. MIRANDA
(DANIEL)**
The time for granting or denying review in the above-entitled matter is hereby extended to
May 17, 2010.

S180215 G040659 Fourth Appellate District, Div. 3 **MICHAEL M., IN RE**
The time for granting or denying review in the above-entitled matter is hereby extended to
May 17, 2010.

S180226 A122121 First Appellate District, Div. 4 **PEOPLE v. LAGOMARSINO
(DAN ERNEST)**
The time for granting or denying review in the above-entitled matter is hereby extended to
May 17, 2010.

S180234 H033655 Sixth Appellate District **PEOPLE v. BARNETT
(PATRICK NOEL)**
The time for granting or denying review in the above-entitled matter is hereby extended to
May 18, 2010.

S180236 E050061 Fourth Appellate District, Div. 2 **SALAS (DAVID CLEMEN) v. S.C. (PEOPLE)**

The time for granting or denying review in the above-entitled matter is hereby extended to May 17, 2010.

S180255 B208903 Second Appellate District, Div. 3 **PEOPLE v. QUIROZ (ADOLFO)**

The time for granting or denying review in the above-entitled matter is hereby extended to May 17, 2010.

S180262 D054792 Fourth Appellate District, Div. 1 **OLSON (GLORIA) ON H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to May 18, 2010.

S180287 A121972 First Appellate District, Div. 5 **PEOPLE v. STEWART (SYLVIE GROLEAU)**

The time for granting or denying review in the above-entitled matter is hereby extended to May 18, 2010.

S180289 D055068 Fourth Appellate District, Div. 1 **PEOPLE v. MAIKHIO (BOUHN)**

The time for granting or denying review in the above-entitled matter is hereby extended to May 18, 2010.

S180295 B210718 Second Appellate District, Div. 7 **PEOPLE v. MOLINA (ANGEL ADAN)**

The time for granting or denying review in the above-entitled matter is hereby extended to May 18, 2010.

S180308 H032690 Sixth Appellate District **PEOPLE v. BARKLEY (CHRISTOPHER)**

The time for granting or denying review in the above-entitled matter is hereby extended to May 18, 2010.

S180310 A121545 First Appellate District, Div. 1 **PEOPLE v. HOLLIE
(JERMAINE MERRELL)**

The time for granting or denying review in the above-entitled matter is hereby extended to May 18, 2010.

S180318 B221766 Second Appellate District, Div. 6 **IBRAHIM (HAITHEM) v. S.C.
(PEOPLE)**

The time for granting or denying review in the above-entitled matter is hereby extended to May 18, 2010.

S180327 H033836 Sixth Appellate District **PEOPLE v. STOFFER (JON
R.)**

The time for granting or denying review in the above-entitled matter is hereby extended to May 18, 2010.

S180329 C061055 Third Appellate District **PEOPLE v. GARDUNO
(STEVEN LAWRENCE)**

The time for granting or denying review in the above-entitled matter is hereby extended to May 18, 2010.

S180346 D053957 Fourth Appellate District, Div. 1 **PEOPLE v. DACOSTA
(FELIPE CORTES)**

The time for granting or denying review in the above-entitled matter is hereby extended to May 18, 2010.

S181006 F057866 Fifth Appellate District **PEOPLE v. RUIZ (JOSE
BONIFACIO)**

Order filed

The time for ordering review on the court's own motion is hereby extended to June 25, 2010. (Cal. Rules of Court, rule 8.512(c)(1).)

S180004 **HOPPES ON DISCIPLINE**

Recommended discipline imposed

The court orders that CARL JACOB HOPPES, State Bar Number 147820, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. CARL JACOB HOPPES must comply with the conditions of probation recommended by the

Hearing Department of the State Bar Court in its Order Approving Stipulation filed on December 4, 2009; and

2. At the expiration of the period of probation, if CARL JACOB HOPPES has complied with the terms of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

CARL JACOB HOPPES must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation within the same period. Failure to do so may result in an automatic suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-half of the costs must be paid with membership fees for each of the years 2011 and 2012. If CARL JACOB HOPPES fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S180006

JACK ON DISCIPLINE

Recommended discipline imposed

The court orders that TRAVIS RAY JACK, State Bar Number 90623, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. TRAVIS RAY JACK is suspended from the practice of law for the first 30 days of probation;
2. TRAVIS RAY JACK must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on December 16, 2009; and
3. At the expiration of the period of probation, if TRAVIS RAY JACK has complied with all conditions of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

TRAVIS RAY JACK must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles. Failure to do so may result in an automatic suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-half of the costs must be paid with his membership fees for the years 2011 and 2012. If TRAVIS RAY JACK fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S180007**GOLD ON DISCIPLINE**

Recommended discipline imposed

The court orders that PAUL ERIC GOLD, State Bar Number 105457, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. PAUL ERIC GOLD is suspended from the practice of law for the first 60 days of probation;
2. PAUL ERIC GOLD must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Decision filed on December 9, 2009; and
3. At the expiration of the period of probation, if PAUL ERIC GOLD has complied with all conditions of probation, the two-year period of stayed suspension will be satisfied and that suspension will be terminated.

PAUL ERIC GOLD must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in an automatic suspension. (Cal. Rules of Court, rule 9.10(b).) Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S180008**PETERSON ON DISCIPLINE**

Recommended discipline imposed

The court orders that ROY EARNEST PETERSON, State Bar Number 153455, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for five years subject to the following conditions:

1. ROY EARNEST PETERSON is suspended from the practice of law for a minimum of 120 days of the first year of probation, and he will remain suspended until the following requirements are satisfied:
 - i. He makes restitution to Carlos Arturo in the amount of \$1,560 plus 10 percent interest per year from May 19, 2003 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Carlos Arturo, in accordance with Business and Professions Code section 6140.5) and furnishes satisfactory proof to the State Bar's Office of Probation in Los Angeles; and
 - ii. He makes restitution to Ezzat Guiguis in the amount of \$2,000 plus 10 percent interest per year from May 19, 2003 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Ezzat Guiguis, in accordance with Business and Professions Code section 6140.5) and furnishes satisfactory proof to the State Bar's Office of Probation in Los Angeles; and
 - iii. He makes restitution to Magdelano Marin in the amount of \$1,000 plus 10 percent interest per year from May 19, 2003 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Magdelano Marin, in accordance with Business and Professions Code section 6140.5) and furnishes satisfactory proof to the State Bar's

- Office of Probation in Los Angeles; and
- iv. He makes restitution to Richard Morvedt in the amount of \$1,500 plus 10 percent interest per year from May 19, 2003 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Richard Morvedt, in accordance with Business and Professions Code section 6140.5) and furnishes satisfactory proof to the State Bar's Office of Probation in Los Angeles; and
 - v. He makes restitution to Gloria Redondo in the amount of \$110 plus 10 percent interest per year from May 19, 2003 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Gloria Redondo, in accordance with Business and Professions Code section 6140.5) and furnishes satisfactory proof to the State Bar's Office of Probation in Los Angeles; and
 - vi. He makes restitution to Jesus Rocha in the amount of \$500 plus 10 percent interest per year from May 19, 2003 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Jesus Rocha, in accordance with Business and Professions Code section 6140.5) and furnishes satisfactory proof to the State Bar's Office of Probation in Los Angeles; and
 - vii. He makes restitution to Javier Rivera in the amount of \$1,500 plus 10 percent interest per year from May 19, 2003 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Javier Rivera, in accordance with Business and Professions Code section 6140.5) and furnishes satisfactory proof to the State Bar's Office of Probation in Los Angeles; and
 - viii. He makes restitution to Annette Williams in the amount of \$1,000 plus 10 percent interest per year from May 19, 2003 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Annette Williams, in accordance with Business and Professions Code section 6140.5) and furnishes satisfactory proof to the State Bar's Office of Probation in Los Angeles; and
 - ix. He makes restitution to Ruth Zamora in the amount of \$830 plus 10 percent interest per year from May 19, 2003 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Ruth Zamora, in accordance with Business and Professions Code section 6140.5) and furnishes satisfactory proof to the State Bar's Office of Probation in Los Angeles; and
 - x. If he remains suspended for two years or more as a result of not satisfying the preceding condition, he must also provide proof to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law before his suspension will be terminated. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.4(c)(ii).)
2. ROY EARNEST PETERSON must also comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on December 7, 2009.
 3. At the expiration of the period of probation, if ROY EARNEST PETERSON has complied with all conditions of probation, the two-year period of stayed suspension will be satisfied and that suspension will be terminated.
- ROY EARNEST PETERSON must also take and pass the Multistate Professional Responsibility

Examination within one year after the effective date of this order, or during the period of his suspension, whichever is longer and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in an automatic suspension. (Cal. Rules of Court, rule 9.10(b).)

ROY EARNEST PETERSON must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-third of the costs must be paid with membership fees for each of the years 2011, 2012, and 2013. If ROY EARNEST PETERSON fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S180009**LE ON DISCIPLINE**

Recommended discipline imposed

The court orders that THOMAS NGUYEN-TU LE, State Bar Number 183089, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for three years subject to the following conditions:

1. THOMAS NGUYEN-TU LE is suspended from the practice of law for the first 30 days of probation;
2. THOMAS NGUYEN-TU LE must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on December 11, 2009 and
3. At the expiration of the period of probation, if THOMAS NGUYEN-TU LE has complied with all conditions of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

THOMAS NGUYEN-TU LE must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order, or during the period of his suspension, whichever is longer and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in an automatic suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S180010**ARNOLD ON DISCIPLINE**

Recommended discipline imposed

The court orders that DONALD ELLIOTT ARNOLD, State Bar Number 202148, is suspended from the practice of law in California for one year, execution of that period of suspension is

stayed, and he is placed on probation for three years subject to the following conditions:

1. DONALD ELLIOTT ARNOLD is suspended from the practice of law for the first six months of probation (with credit given for the period of interim suspension which commenced on July 22, 2005, and ended on February 2, 2007).
2. DONALD ELLIOTT ARNOLD must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Decision filed on December 21, 2009; and
3. At the expiration of the period of probation, if DONALD ELLIOTT ARNOLD has complied with all conditions of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

DONALD ELLIOTT ARNOLD must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in an automatic suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S180012**ALEXANDER ON
DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that KENNETH B. ALEXANDER, State Bar Number 115336, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

KENNETH B. ALEXANDER must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S180014**HYATT ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that THOMAS LAURANCE HYATT, State Bar Number 152719, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

THOMAS LAURANCE HYATT must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.